



**STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, New Jersey 07102**

**AGENDA FOR BOARD MEETING
WEDNESDAY, SEPTEMBER 13, 2006
10:00 a.m. – NEWARK
EXECUTIVE SESSION***

**(Open Session will not reconvene until 11:00 a.m., at the earliest, following the conclusion of the Executive Session, which will commence at 10:00 a.m.)*

1. CLEAN ENERGY

- A.** Docket No. EO05080667 - In the Matter of New Jersey Clean Energy Program Request for Proposals for Management Services, Renewable Energy Program – Consideration of Evaluation Committee Recommendation;

In the Matter of New Jersey Clean Energy Program Request for Proposal for Management Services, Commercial/Industrial - Consideration of Evaluation Committee Recommendation; and

In the Matter of New Jersey Clean Energy Program Request for Proposals for Management Services, Renewable Energy Programs - Consideration of Evaluation Committee Recommendation.

- C.** Non-Docketed Matter - In the Matter of the Request for Board Action by New Jersey Solar Power LLC, et al.

2. ENERGY

- B.** Docket Nos. EM05020106 and OAL PUC1874-05 - In the Matter of the Joint Petition of Public Service Electric and Gas Company and Exelon Corporation for Approval of a Change in Control of Public Service Electric and Gas Company, and Related Authorizations;

In the Matter of Exelon Corporation Public Service Enterprise Group - FERC Docket No. EC05-043-000; and

In the Matter of PPL Electric Utilities Corporation, et al. vs. Federal Energy Regulatory Commission, United States Court of Appeals for the DC Circuit, Docket Nos. 06-1009 et al. (consolidated) (NJBPU vs. FERC, Docket No. 06-1075).

EXECUTIVE SESSION (CONT'D)

3. CABLE TELEVISION

- C. Docket No. CX06080580 - In the Matter of the Implementation of P.L. 2006, c.83 which Amended P.L. 1972, c.186 (N.J.S.A. 48:5A et seq.) Authorizing Competitive System-wide Franchises in New Jersey.

8. AUDITS

- A. Docket No. GA05100909 - In the Matter of a Management Audit and a Focused Audit on the Transactions of the New Jersey Natural Gas and its Affiliates Pursuant to N.J.S.A. 48:2-16.4, 48:3-49, 48:3-55, 48:3-56, 48:3-58 and N.J.A.C. 14:3-12.1, 14:4-5 et seq. - Consideration of Evaluation Committee Recommendation.
- B. Docket No. WA05060550 - In the Matter of United Water New Jersey and United Water Toms River Request for Proposals for a Comprehensive Management Audit Report – Consideration of Evaluation Committee Recommendation.



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**AGENDA FOR BOARD MEETING
WEDNESDAY, SEPTEMBER 13, 2006
11:00 a.m. – NEWARK
CONSENT AGENDA
Open Session***

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I. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

II. ENERGY

NO ITEMS FOR CONSIDERATION

III. CABLE TELEVISION

- A.** Docket Nos. BPU CE05020123 and OAL CTV7099-05 - In the Matter of the Petition of Comcast of the Meadowlands, LLC for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television and Cable Communications System in and for the Borough of Carlstadt, County of Bergen, State of New Jersey.
- B.** Docket No. CO06080578 - In the Matter of Comcast of Wildwood LLC (Wildwood System) Request for Waiver, as within Time, of the 30-Day Notice Period for Filing of an Alteration in Channel Allocation Pursuant to N.J.A.C. 14:18-3.17 (A) and (B).
- C.** Docket No. CE06070509 - In the Matter of the Petition of Cablevision of Oakland, LLC for Renewal of a Certificate of Approval to Continue to Operate and Maintain a Cable Television System in the Borough of Haledon, County of Passaic, State of New Jersey.
- D.** Docket No. CE06060433 - In the Matter of the Petition of Comcast of South Jersey, LLC for a Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television and Cable Communications System in and for the Township of Franklin, County of Gloucester, State of New Jersey.

IV. TELECOMMUNICATIONS

- A.** Docket No. TO01090575 – In the Matter of the Petition of Warwick Valley Telephone Company for Certification with Regard to the Use of Universal Service Support.
- B.** Docket No. TM06020080 - In the Matter of the Application of Verizon New Jersey, Inc. for Approval of a Resale Agreement with France Telecom Corporate Solutions, LLC Under Section 252 of the Telecommunications Act of 1996; and

Docket No. TO06060485 – In the Matter of the Application of Verizon New Jersey, Inc. for Approval of a Resale Agreement with Magellan Hill Technologies, LLC Under Section 252 of the Telecommunications Act of 1996.
- C.** Docket No. TM06060480 – In the Matter of the Verified Petition of Broadview Networks Holdings, Inc. and ATX Licensing, Inc. for Approval of an Indirect Transfer of Control of ATX Licensing, Inc. and Related Financing Transactions.
- D.** Docket No. TF06050375 - In the Matter of the Petitioner of Paetec Communications, Inc. for Approval to Incur Debt Obligations.
- E.** Docket Nos. TE06050347 through TE06050356, TE06060460 and TE06060461 – In the Matter of the Petitions of Verizon New Jersey, Inc. for Approval of Municipal Consents Pursuant to N.J.S.A. 48:2-14.

V. WATER

NO ITEMS FOR CONSIDERATION

VI. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

VII. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

VIII. AUDITS

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION



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AGENDA
Open Session***

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- A.** Docket No. EO05080667 - In the Matter of New Jersey Clean Energy Program Request for Proposals for Management Services, Renewable Energy Program – Consideration of Evaluation Committee Recommendation;
- In the Matter of New Jersey Clean Energy Program Request for Proposal for Management Services, Commercial/Industrial - Consideration of Evaluation Committee Recommendation; and
- In the Matter of New Jersey Clean Energy Program Request for Proposals Management Services, Renewable Energy Programs - Consideration of Evaluation Committee Recommendation - **See Executive Session.**
- B.** Docket Nos. EX99050347 & EO99050351 – In the Matter of the Filings of the Comprehensive Resource Analysis of Energy Programs - Rockland Electric Company's and Jersey Central Power and Light Company's Budgets.
- C.** Non-Docketed Matter - In the Matter of the Request for Board Action by New Jersey Solar Power LLC, et al. - **See Executive Session.**
- D.** Non-Docketed Matter – In the Matter of the Board's Policy and Procedures for the Clean Energy Program.

2. ENERGY

- A.** Docket Nos. GR03100812 and GR04080871 – In the Matter of the Petition of NUI Utilities, Inc. d/b/a Elizabethtown Gas Company to Revise its 1) Weather Normalization Clause Rate; 2) Societal Benefits Charge Rate; 3) Transportation Initiation Clause Rate; and 4) On-System Margin Sharing Credit, and to Make Changes in its Gas Tariffs Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:2-21.1.

2. ENERGY (CON'T)

- B.** Docket Nos. BPU EM05020106 and OAL PUC1874-05 - In the Matter of the Joint Petition of Public Service Electric and Gas Company and Exelon Corporation for Approval of a Change in Control of Public Service Electric and Gas Company, and Related Authorizations;

In the Matter of Exelon Corporation Public Service Enterprise Group – FERC Docket No. EC05-043-000; and

In the Matter of PPL Electric Utilities Corporation, et al. vs. Federal Energy Regulatory Commission, United States Court of Appeals for the DC Circuit, Docket Nos. 06-1009 et al. (consolidated) (NJBPU vs. FERC, Docket No. 06-1075) - **See Executive Session.**

- C.** Docket No. EO06080617 – In the Matter of Regulations for Filing Applications for Permits to Site Interstate Electric Transmission Corridors to the FERC – FERC Docket No. RM06-12.
- D.** Docket No. EO06080618 – In the Matter of the United States Department of Energy's National Electric Transmission Congestion Study, 2006 - Comments to the Department of Energy in Response to the Study.
- E.** Docket No. EO06060495 - In the Matter of Market-Based Rates for Wholesale Sales of Electric Energy, Capacity, and Ancillary Services by Public Utilities, Notice of Proposed Rulemaking (NOPR), Reply Comments – FERC No. RM04-7-000.
- F.** Docket No. GR05050470 – In the Matter of Public Service Electric and Gas Company's 2005/2006 Annual BGSS Commodity Charge Filing for its Residential Gas Customers Under its Periodic Pricing Mechanism and for Changes in its Gas Tariff Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:2-21.1.
- G.** Docket No. EX05080733 – In the Matter of the Proposed Readoption of N.J.A.C. 14:4, Energy Competition Standards; and Creation of N.J.A.C. 14:8, Renewable Energy and Energy Efficiency – Partial adoption, including all non-RPS provisions.

3. CABLE TELEVISION

- A.** Docket Nos. CR05090826 and OAL CTV 12240-2005N - In the Matter of the Application of Comcast of New Jersey, LLC (Toms River – Rebuild Rate District) Rate Change Under FCC Form 1240 to Set its Maximum Permitted Rates for Regulated Cable Services; and

Docket Nos. CR05090827 and OAL CTV 12239-2005N - In the Matter of the Application of Comcast of New Jersey, LLC (Crestwood Village & Cedar Bonnet Island Rate District) Rate Change Under FCC Form 1240 to Set its Maximum Permitted Rate for Regulated Cable Services.

3. CABLE TELEVISION(CON'T)

- B.** Docket Nos. BPU CR05110935 and OAL CTV10224-2005S - In the Matter of the Application of Comcast of South Jersey, LLC (Vineland Rate District) Rate Change Under FCC Form 1240 to Set Its Maximum Permitted Rate for Regulated Cable Services; and

Docket Nos. BPU CR05110937 and OAL CTV10223-2005S – In the Matter of the Application of Comcast of South Jersey, LLC (Franklinville South and Salem Rate District) Rate Change Under FCC Form 1240 to Set its Maximum Permitted Rate for Regulated Cable Services.

- C.** Docket No. CX06080580 - In the Matter of the Implementation of P.L. 2006, c.83 which Amended P.L. 1972, c.186 (N.J.S.A. 48:5A et seq.) Authorizing Competitive System-wide Franchises in New Jersey - **See Executive Session.**

4. TELECOMMUNICATIONS

- A.** Docket No. TX05040349 - In the Matter of Mass Migration Requirements: N.J.A.C. 14:10-12 – Rule Adoption.

5. WATER

- A.** Docket Nos. BPU WR05121056 and OAL PUCRS 01862-2006N - In the Matter of the Petition of Montague Sewer Company for an Increase in Rates for Sewer Service.
- B.** Docket No. WF06060499 – In the Matter of the Application of Middlesex Water Company for Authority to Issue and Sell Up to 1,500,000 Shares of Common Stock.
- C.** Docket No. WX06020069 - In the Matter of the Proposed New Rules N.J.A.C. 14:9-8; Proposed Readoption with Amendments N.J.A.C. 14:3-7.12.
- D.** Docket Nos. BPU WR05070634 and OAL PUC8422-05 - In the Matter of the Petition of Parkway Water Company for an Increase in Rates and Charges for Water Service - Order Adopting in Part and Modifying in Part the Initial Decision.

6. RELIABILITY AND SECURITY

NO ITEM FOR CONSIDERATIONS

7. CUSTOMER ASSISTANCE

- A.** Docket No. TC05121089S - In the Matter of the Board of Public Utilities vs. MCI Communications, Inc. – Implementing N.J.A.C. 14:10-11:3 – Administrative Investigation into Alleged Slamming Violations.
- B.** Docket No. TC05121090S – In the Matter of the Board of Public Utilities vs. Tele UNO, Inc. – Implementing N.J.A.C. 14:10-11:1 et seq. – Administrative Investigation Into Alleged Slamming Violations.

8. AUDITS

- A. Docket No. GA05100909 - In the Matter of a Management Audit and a Focused Audit on the Transactions of the New Jersey Natural Gas and its Affiliates Pursuant to N.J.S.A. 48:2-16.4, 48:3-49, 48:3-55, 48:3-56, 48:3-58 and N.J.A.C. 14:3-12.1, 14:4-5 et seq. - Consideration of Evaluation Committee Recommendation - **See Executive Session.**
- B. Docket No. WA05060550 - In the Matter of United Water New Jersey and United Water Toms River Request for Proposals for a Comprehensive Management Audit Report – Consideration of Evaluation Committee Recommendation - **See Executive Session.**

9. MISCELLANEOUS

- A. Non-Docketed Matter - In the Matter of Evelyn DeLaurentis Petitioner, for an Exemption from Smart Growth Rules N.J.A.C. 14:3-8.8(a)(6).